

Final Rejection Response  
U.S.S.N. 10/088,614  
Page No. 5 of 6

### REMARKS

Claims 1-18 were originally pending in this application. Two new dependent claims (19 and 20) were added in the last response.

Claims 1-20 are rejected under 35 U.S.C. §103(a) as being unpatentable over Gott GB 2,041 in view of Garick, U.S. Patent No. 3,758,329 as set forth in the previous office action, paragraph no. 2, and further in view of Shambelan, U.S. Patent No. 3,531,363.

By the new citation of the Shambelan patent, the Examiner again admits that the combined teachings of Gott and Garick do not make obvious the presently claimed invention.

However, the citation of Shambelan does not cure this defect. Shambelan discloses only nonwoven fabrics made by adhesively bonding warp-direction yarns to weft-direction yarns (i.e., warp-direction yarns turned 90°). See column 3, lines 1-5 of Shambelan. Thus, although the adhesive of Shambelan '363 is (1) discontinuous and (2) applied on only one side of each yarn - as required by the present claims, the fabrics of this patent do not "consist essentially of substantially warp-direction yarns" as required by the presently rejected claims.

Moreover, there is nothing in the teachings of Shambelan or the other cited references, that would lead one of ordinary skill in this art to use the adhesive of Shambelan to make the fabrics of Gott and/or Garick, as now asserted by the Examiner. In this regard, it must be noted that although the fabrics of Gott and Garick have only warp-direction yarns, they have continuous adhesive coatings on more than one side of the yarns. Thus the manner in which Shambelan applies adhesive is not consistent with the manner in which both Gott and Garick apply adhesive to the yarns. This makes sense

Final Rejection Response  
U.S.S.N. 10/088,614  
Page No. 6 of 6

given the fact that the yarns are treated differently by these references. The teachings are thus incompatible.

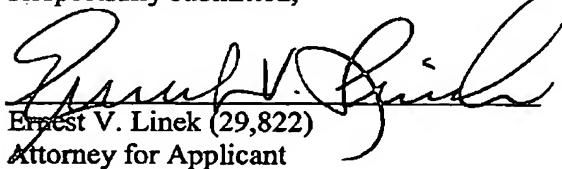
It appears that the Examiner is selectively deconstructing the cited art in order to find the individual elements of the presently claimed invention. This can only be based upon the use of impermissible hindsight – by using the present claims as the roadmap for picking and choosing the necessary elements from the cited art. For a proper rejection under Section 103, the art itself must be the guide – not the elements of the rejected claims.

Accordingly, reconsideration and withdrawal of the Section 103(a) rejection of Claims 1-20 is respectfully requested. Applicant further submits that this case is now in condition for allowance, and respectfully requests that a Notice of Allowance be issued.

**CERTIFICATE OF FACSIMILE TRANSMISSION**

The undersigned hereby certifies that this correspondence was submitted by facsimile in the USPTO on the date shown on Page 1.

Respectfully submitted,

  
Ernest V. Linek (29,822)  
Attorney for Applicant

Document No. 113869